



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
LANSING

KEITH W. COOLEY
DIRECTOR

STATE PLUMBING BOARD
DEPARTMENT OF LABOR & ECONOMIC GROWTH
BUREAU OF CONSTRUCTION CODES
Upper Peninsula State Fairgrounds
2401 12th Avenue North
Escanaba, Michigan 49829

AGENDA

July 16, 2008
8:15 a.m.

1. Call to Order and Determination of Quorum D. Branch
2. Approval of Minutes – June 3, 2008 (Page 3 – 12)
Approval of Journey Plumber Examination Minutes – June 4, 2008
Approval of Master Plumber Examination Minutes – June 4, 2008
Approval of Plumbing Contractor Examination Minutes – June 11, 2008
3. Applicants Appearing Before the Board
4. Construction Code Appeals Request (Page 13 – 37)
 - A. GMB Architects – Western Michigan Christian H. S. Gym 8:30
CCC-PLBG-08-012
 - B. URS Corporation – East Grand Rapids H. S. Addition 8:45
CCC-PLBG-08-014
5. Good Moral Character Appeals
6. New Products
7. Chief's Report R. Konyndyk

The meeting site and parking are accessible. Individuals attending the meeting are requested to refrain from using heavily scented personal care products, in order to enhance accessibility for everyone. People with disabilities requiring additional services in order to participate in the meeting should call Michele Ramsey at (517) 241-9330 at least 10 work days before the event. DLEG is an equal opportunity employer/program.

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State Plumbing Board Agenda

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July 16, 2008

8. Legislative Update R. Konyndyk
9. Plumbing Inspector Registration (1) (Page 38) R. Konyndyk
10. Old Business (Page 39 – 44)
 - A. Discussion of law penalties
 1. Code update class deadline July 31, 2009
 2. ANSI Complaint
11. New Business
12. Public Comment
13. Next Meeting – September 23, 2008
14. Adjournment



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LANSING

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STATE PLUMBING BOARD
DEPARTMENT OF LABOR & ECONOMIC GROWTH
BUREAU OF CONSTRUCTION CODES
Conference Room No. 3
2501 Woodlake Circle
Okemos, Michigan 48864

MINUTES
June 3, 2008
10:00 a.m.

MEMBERS PRESENT

Mr. Duane Branch, Chairperson
Mr. Michael Gaber
Mr. Richard Gaber
Mr. David Jones

MEMBERS ABSENT

Ms. Valerie J. Cotanche
Mr. Brock Howard
Mr. Charlie Swindell

**MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH PERSONNEL
ATTENDING**

Mr. Robert G. Konyndyk, Chief, Plumbing Division
Mrs. Michele K. Ramsey, Plumbing Division
Mr. Andy B. Neuman, Assistant Chief, Plumbing Division
Ms. Beth Aben, Deputy Director

OTHERS IN ATTENDANCE

Ms. Cindy Maher, MPMCA
Mr. Walt Maner, MPMCA
Mr. Thomas C. Miller, Superintendent of Brandon Public Schools
Mr. Roger Goodwinn, Brandon Public Schools
Ms. Barb Lovell, French Assoc. /Brandon Public Schools
Mr. Matthew Miller, Superintendent of Parchment School District
Mr. David Martin, Project Director, Parchment School District
Mr. John Armstrong, Kingscott Assoc. Inc. /Parchment School District

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Mr. Daniel Tryles, Kingscott Assoc. Inc. /Mt. Pleasant High School
Mr. Bob Roop, Peter Basso Assoc. Inc. /Ann Arbor Skyline High School
Mr. Derek Crowe, Peter Basso Assoc. Inc. /Ann Arbor Skyline High School
Mr. Tod Odell, Director of Operations, Bloomingdale Public Schools
Mr. Brett Geier, Superintendent of Bloomingdale Public Schools
Mr. Larry Eaton, Bloomingdale Public Schools

1. CALL TO ORDER AND DETERMINATION OF QUORUM

Chairperson Branch called the meeting to order at 10:00 a.m. A quorum was present at that time.

Mr. Konyndyk introduced Ms. Beth Aben as our new Deputy Director for the Bureau of Construction Codes, this was effective on May 4, 2008.

2. APPROVAL OF MINUTES

A **MOTION** was made by Board Member R. Gaber and supported by Board Member Jones to approve the board recommendation minutes from the March 18, 2008 meeting. **MOTION CARRIED.**

3. APPROVAL OF JOURNEY PLUMBER, MASTER PLUMBER AND PLUMBING CONTRACTOR EXAMINATION RESULTS

A **MOTION** was made by Board Member Jones and supported by Board Member R. Gaber to approve the results of the Journey and Master Plumber Examination held on March 19, 2008 and the Plumbing Contractor Examination held on March 26, 2008. **MOTION CARRIED.**

4. APPLICANTS APPEARING BEFORE THE BOARD

Mr. Benjamin T. Rhoades, Journey Applicant, appeared before the board requesting permission to take the Journey Plumber Examination. Mr. Rhoades provided documentation verifying his out-of-state license was obtained through substantially the same requirements as the State of Michigan.

After a discussion with Mr. Rhoades regarding his qualifications to take the Journey Plumber Examination, a **MOTION** was made by Board Member R. Gaber and supported by Board Member M. Gaber to allow Mr. Rhoades to take the Journey Plumber Examination. **MOTION CARRIED.**

Mr. Edward J. Foran, Master Applicant, appeared before the board requesting permission to take the Master Plumber Examination. Mr. Foran provided documentation verifying his out-of-state license was obtained through substantially the same requirements as the State of Michigan.

After a discussion with Mr. Foran regarding his qualifications to take the Master Plumber Examination, a **MOTION** was made by Board Member Jones and supported by Board Member R. Gaber to allow Mr. Foran to take the Master Plumber Examination. **MOTION CARRIED.**

Mr. Steven D. Adkins, Master Applicant, did not appear before the board as scheduled.

Mr. Michael W. Marx, Journey Applicant, did not appear before the board as scheduled.

5. **CONSTRUCTION CODE APPEALS REQUEST**

French Assoc. - Brandon H. S. Outdoor Activities Center - CCC-PLBG-08-010

Ms. Barb Lovell from French Associates, Mr. Roger Goodwinn and Mr. Thomas C. Miller superintendent, for Brandon Schools presented the board a construction code appeal request to allow the use of reduced number of plumbing fixtures and utilize fixtures in adjacent portions of the buildings.

Following a review and discussion, a **MOTION** was made by Board Member R. Gaber and supported by Board Member M. Gaber to approve the appeal request for French Assoc, Brandon High School Outdoor Activities Center, with the following conditions: A letter signed by the school authorities stating the alternate restrooms will be available for any events and signs shall be posted to direct attendees to the additional available restrooms which will be verified to the board by photographs. Further, a letter following a year of operation shall be provided providing an operational update. **MOTION CARRIED.**

Kingscott Assoc. Inc. - Parchment H. S. - CCC-PLBG-08-009

Mr. John Armstrong from Kingscott Associates Inc., and Mr. David Martin project director and Mr. Matthew Miller Superintendent for Parchment High School, presented the board a construction code appeal request to allow the use of reduced number of plumbing fixtures near the new Gymnasium and utilize fixtures in adjacent portions of the building.

Following a review and discussion, a **MOTION** was made by Board Member Jones and supported by Board Member R. Gaber to approve the appeal request for Kingscott Assoc. Inc., Parchment High School, with the following condition: Signs shall be posted to direct attendees to the additional available restrooms which will be verified to the board by photographs. Further, a letter following a year of operation shall be provided providing an operational update. **MOTION CARRIED.**

Kingscott Assoc. Inc. - Mt. Pleasant H.S. Stadium Field House - CCC-PLBG-08-004

Mr. Daniel F. Tryles from Kingscott Associates Inc. presented the board a construction code appeal request to allow the use of reduced number of plumbing fixtures at the proposed new concessions building and utilize fixtures in adjacent portions of the building.

Following a review and discussion, a **MOTION** was made by Board Member Jones and supported by Board Member M. Gaber to approve the appeal request for Kingscott Assoc. Inc., Mt. Pleasant High School, with the following conditions: Move the wall in the proposed field house female restroom over to add 4 more water closets which would total 28 water closets and then the male restrooms will have a total of 20 water closets. Signs shall be posted to direct attendees to the additional available restrooms which will be verified to the board by photographs. Updated drawings should be mailed to Mr. Robert Konyndyk for his approval. The board has asked Mr. Konyndyk to review the drawings and if he is satisfied then the notice of approval will be processed. Further, a letter following a year of operation shall be provided providing an operational update. **MOTION CARRIED.**

Peter Basso Assoc. Inc. - Ann Arbor Skyline H.S. - CCC-PLBG-08-012

Mr. Derek Crowe and Mr. Bob Roop from Peter Basso Assoc. Inc. presented the board a construction code appeal request to allow the use of electronic trap seal primers which were not acceptable at construction in accordance with the plumbing code.

The structure was to be installed in accordance with the 2003 code and the designers were informed of the requirement a year previous to their appeal.

Following a review and discussion, a **MOTION** was made by Board Member R. Gaber and supported by Board Member Jones to approve the variance request for Ann Arbor Skyline High School. **MOTION CARRIED.**

URS Corp. - Bloomingdale Public School H.S. Athletic Field Restroom Facility - CCC-PLBG-08-011

Mr. Larry L. Eaton from URS Corporation, Mr. Brett Geier, Superintendent of Bloomingdale Public Schools and Mr. Tod Odell, Director of Operations, Bloomingdale Public Schools for the High School Athletic Field Restroom Facility, presented the board a construction code appeal request to allow the use of reduced number of plumbing fixtures and utilize fixtures in adjacent portions of the building.

Following a review and discussion, a **MOTION** was made by Board Member R. Gaber and supported by Board Member M. Gaber to approve the variance request for Bloomingdale Public High School Athletic Field Restroom Facility, with the following conditions: Signs shall be posted to direct attendees to the additional available restrooms

which will be verified to the board by photographs. Further, a letter following a year of operation shall be provided providing an operational update. **MOTION CARRIED.**

6. GOOD MORAL CHARACTER APPEALS

Mr. Shaun J. Simon, Apprentice Applicant, requested to appear before the board following a Notice of Denial for Apprentice Registration.

Following a review and discussion with Mr. Simon, a **MOTION** was made by Board Member R. Gaber and supported by Board Member Jones to deny Mr. Simon to register as an apprentice. Mr. Simon may reapply to register as an apprentice after June 3, 2009 following the completion of his probation. At that time his records will be checked again. **MOTION CARRIED.**

Mr. Sammie L. Branch, Journey Applicant, requested to appear before the board following a Notice of Denial for Journey Plumber Examination.

Following a review and discussion with Mr. Branch, a **MOTION** was made by Board Member R. Gaber and supported by Board Member M. Gaber to approve Mr. Branch to re-apply and take the Journey Plumber Examination. **MOTION CARRIED.**

Mr. Andrew D. Klementowski, Journey Applicant, requested to appear before the board following a Notice of Denial for Journey Plumber Examination.

Following a review and discussion with Mr. Klementowski, a **MOTION** was made by Board Member Jones and supported by Board Member R. Gaber to deny Mr. Klementowski to take the Journey Plumber Examination until the completion of his probation period, December 27, 2008. **MOTION CARRIED.**

Mr. Gerald S. Wagner, Apprentice Applicant, did not appear before the board as scheduled.

7. PRODUCT APPROVAL

Liberty Pumps Inc. - Emergency Sump Pump BCCP-06-019

Mr. Konyndyk presented the board a product approval request from Liberty Pipes Inc. for an Emergency Sump Pump.

A **MOTION** was made by Board Member Jones and supported by Board Member R. Gaber to remove Liberty Pumps Inc. as a tabled motion. **MOTION CARRIED.**

A **MOTION** was made by Board Member Jones and supported by Board Member M. Gaber to forward the product to the Commission for approval. **MOTION CARRIED.**

SFA Saniflo Inc. - Macerating Systems Saniplus, Sanirest, Sanegaind, Sanipro and Saniflush Toilet - BCCP-08-006

The division was requested to obtain additional information prior to any further action by the Board.

Kohler Co. - Personal Hygiene Toilet Seats, Model K-4709 Name C3tm 200 and Model K-4711 Name C3tm 100 - BCCP-08-009

Mr. Konyndyk provided the board a product approval request from Kohler Co. for Personal Hygiene Toilet Seats, Model K-4709, C3 200 and Model K-4711 C3 100.

A **MOTION** was made by Board Member Jones and supported by Board Member R. Gaber to forward the product to the Commission for approval. **MOTION CARRIED.**

Hill-Rom Patient Care Module - Model 500 and 300 Floor Mount BCCP-08-008

Mr. Konyndyk provided the board a product approval request from Hill-Rom Patient Care Module.

A **MOTION** was made by Board Member R. Gaber and supported by Board Member Jones to forward the product to the Commission for approval with the listed conditions. **MOTION CARRIED.**

Elkhart Products Corp. - Tectite Push Connect Plbg. Fittings 1 ¼" - 2" - BCCP-07-015

Mr. Konyndyk provided the board a product approval request from Elkhart Products Corp. for Tectite Push Connect Plumbing Fittings 1 ¼" – 2".

A **MOTION** was made by Board Member Jones and supported by Board Member R. Gaber to deny the Elkhart Products Corp. Tectite Push Connect Plumbing Fittings 1 ¼" – 2" request. The decision was based upon the concerns with the issue of conformance to NSF 61 as required by Section 605.5 of the code. Accepting a cold water only limitation in the Board's opinion would not protect consumers from having the product installed in hot water distribution systems. **MOTION CARRIED.**

Advanced Drainage Systems, Inc. - ADS N-12 WT IB - BCCP-07-016

Mr. Konyndyk provided the board a product approval request from Advanced Drainage Systems, Inc.

A **MOTION** was made by Board Member Jones and supported by Board Member R. Gaber to forward the product to the commission for approval for the pipe only from manhole to manhole. **MOTION CARRIED.**

8. CHIEF'S REPORT

Mr. Konyndyk provided information on the following issues:

1. The Journey Plumber Examination will be changed effective July 17, 2008 and all dates thereafter. The candidate must now provide the materials for the copper project. Examinees will be provided sufficient notice by mail. Individuals not having the materials will receive an incomplete grade of 0%.
2. The 2009 code will be completed nationally at Minneapolis hearings, state consideration will then begin.
3. Residential code shall take effect August 1, 2008.

9. LEGISLATIVE UPDATE

None

10. PLUMBING INSPECTOR REGISTRATION (0)

NONE

11. OLD BUSINESS

- A. Discussion of law penalties
1. Mr. Konyndyk asked for confirmation again of their previous decision. That decision was apprentices who have not been registered since the New Law (Act 733) effective March 31, 2003 are being denied to take the Journey Plumber Examination. The penalty for not having registered by the November 1, 2005 deadline will be as follows: The number of months you will be penalized will total the number of months between the deadline and the date the apprentice registration was issued. The Board informed Mr. Konyndyk there would be no change.
 2. The Board was asked to consider what penalty should be enforced for Journey and Master Plumbers who do not take the 5 hour code update class by the July 31, 2009 deadline. The Board will discuss this at their July 16, 2008 State Plumbing Board meeting.
 3. Due to a recent State of Michigan Court of Appeals decision, the plumbing affidavit for Michigan Department of Corrections is currently being updated regarding a master plumber assigned to pull permits for all their locations.

12. NEW BUSINESS

- A. Mr. Konyndyk provided an update regarding the ANSI Complaint and informed the Board that the ANSI matter is now considered closed.
- B. Hogan Settlement Agreement information was provided to the Board for their review.

13. PUBLIC COMMENT

There were no public comments.

14. NEXT MEETING

July 16, 2008

15. ADJOURNMENT

Chairperson Branch adjourned the meeting at 2:20 p.m.

Approved: _____ Date: _____



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KEITH W. COOLEY
DIRECTOR

STATE PLUMBING BOARD
DEPARTMENT OF LABOR & ECONOMIC GROWTH
BUREAU OF CONSTRUCTION CODES
Michigan State University
Agriculture and Livestock Education Pavilion
East Lansing, Michigan 48823

MINUTES

June 4, 2008 and June 11, 2008
8:00 a.m. and 9:00 a.m.

MEMBERS PRESENT

Mr. Duane Branch, Chairperson
Mr. Michael Gaber
Mr. Richard Gaber

MEMBERS ABSENT

Ms. Valerie J. Cotanche
Mr. Brock Howard
Mr. David Jones
Mr. Joseph Swindell

**MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH PERSONNEL
ATTENDING**

Mr. Andy B. Neuman Jr., Assistant, Plumbing Division
Mrs. Phyllis Centers, State Plumbing Inspector
Mr. Joe Madziar, State Plumbing Inspector
Mr. Clarence Parks, State Plumbing Inspector

Chairperson Branch introduced the Plumbing Board members on June 4, 2008 at 8:00 a.m. Mr. Andy Neuman provided instructions to the candidates.

Seventy-one master applicants had been approved for the June 4, 2008 examination; 62 took the examination.

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State Plumbing Board Minutes
Page 2
June 4, 2008 and June 11, 2008

Ninety nine journey applicants had been approved for the June 4, 2008 examination; 82 took the examination.

The Assistant Chief of the Plumbing Division, three State Plumbing Inspectors and ten proctors assisted the State Plumbing Board with the examination.

Forty-five plumbing contractor applicants had been approved for the June 11, 2008 examination; 37 took the examination.

Assistant Chief of the Plumbing Division and two proctors assisted with the examination.

Approved: _____ Date: _____

Duane Branch, Chairperson



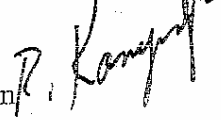
JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
LANSING

KEITH W. COOLEY
DIRECTOR

June 10, 2008

TO: Members of the State Plumbing Board

FROM: Robert G. Konyndyk, Chief, Plumbing Division 

SUBJECT: Construction Code Appeal Request for Western Michigan Christian High School

APPLICANT REPRESENTATIVE:

Mr. Gordon M. Buitendorp
GMB Architects
85 East Eighth Street
Suite 200
Holland, Michigan 49423-3528

PROJECT:

Western Michigan Christian High School
455 E. Ellis Road
Norton Shores, Michigan.

AUTHORITY:

Section 15 of Act 230, 1972 being section 125.1515 of the Michigan Compiled Laws.

APPEAL REQUEST:

Allow the use of reduced number of plumbing fixtures near a new Gymnasium and utilize fixtures in adjacent portions of the building. Mr. Buitendorp's correspondence of April 30 2008 requests "to count fixtures in locker rooms and adjacent school building facilities to address fixture requirements".

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June 10, 2008
Page 2

APPLICABLE CODE SECTION:

Refer to the plan review letter with concerns addressed by reviewer Peter Ingalls, letter dated April 1, 2008.

RECOMMENDATION:

Staff does not have a recommendation prior to evaluating the testimony of Mr. Buitendorp.

RGK/mkr

**MICHIGAN STATE PLUMBING BOARD
BUREAU OF CONSTRUCTION CODES**

2501 Woodlake Circle
Okemos, Michigan 48864

Appeal Docket No.
CCC-PLBG-08-012

Petitioner, Mr. Gordon M. Buitendorp, GMB Architects, 85 East Eighth Street, Suite 200, Holland, Michigan, 49423-3528 for Western Michigan Christian High School, 455 Ellis Road, Norton Shores, Michigan.

vs

Respondent, Michigan Department of Labor and Economic Growth, Bureau of Construction Codes

NOTICE OF HEARING

Date: July 16, 2008
Time: 8:30 a.m.
Location: Upper Peninsula State Fairgrounds, 2401 12th Avenue North, Escanaba, Michigan

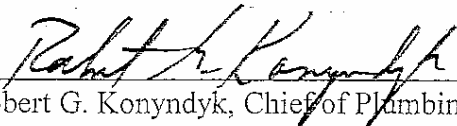
Pursuant to the authority contained in Section 16 of Act 230 of the Public Acts of 1972, as amended, the Michigan Construction Code Act (MCLA 125.1516).

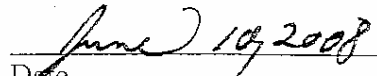
A Hearing will be held in response to the request of Mr. Gordon M. Buitendorp, GMB Architects, 85 East Eighth Street, Suite 200, Holland, Michigan, 49423-3528 for Western Michigan Christian High School, 455 E. Ellis Road, Norton Shores, Michigan to appeal for relief from the requirements of Section 403.1 of the Michigan Plumbing Code.

Exhibits:

Exhibit A A copy of the application received from Mr. Buitendorp dated May 6, 2008.

MICHIGAN STATE PLUMBING BOARD


Robert G. Konyndyk, Chief of Plumbing Division


Date

Appeal Docket No.
CCC-PLBG-08-012

NOTE

The parties shall be given an opportunity to present oral and written arguments on issues of law and policy and an opportunity to present evidence and arguments on issues of fact.

Parties are expected to be prepared to present all competent evidence on all disputed issues. If a necessary witness will not appear voluntarily at this hearing, parties are entitled to subpoenas compelling their attendance and subpoenas duces tecum for submission of documentary evidence. A request for same must be made with the Bureau at the above address, Attention: Chief of Plumbing Division.

All proceedings shall be conducted in accordance with procedures applicable to the trial of contested cases under Act 306 of the Public Acts of 1969, as amended, being the Administrative Procedures Act of 1969.

A CONSTRUCTION CODE APPEAL WILL BE GRANTED ONLY UPON A SHOWING OF GOOD CAUSE.

EXHIBIT A - MR. GORDON M. BUTTENDORP, GMB ARCHITECTS, 85 EAST EIGHTH STREET, SUITE 200, HOLLAND, MICHIGAN 49423-3528 FOR WESTERN MICHIGAN CHRISTIAN HIGH SCHOOL, 455 E. ELLIS ROAD, NORTON SHORES, MICHIGAN.



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
LANSING

KEITH W. COOLEY
DIRECTOR

June 10, 2008

Mr. Gordon M. Buitendorp
GMB Architects
85 East Eighth Street
Suite 200
Holland, Michigan 49423-3528

Dear Mr. Buitendorp:

Attached is a Notice of Hearing regarding an appeal from the requirements of Section 403.1, of the Michigan Plumbing Code.

This hearing is in response to your request to appeal for relief from the requirements of the above referenced code section.

Please be prepared to address the board's concern and provide any information, which will aid in their decision. Also please be prepared to address the following questions:

1. What is the stage of construction?
2. Will the new gym and multipurpose be used simultaneously?
3. Do you have plans to install any signs which would provide restroom location for occupants not familiar with the facility?

If you have any further questions prior to the meeting, contact me at (517) 241-9330.

Sincerely,

Robert G. Konyndyk, Chief
Plumbing Division

RGK/mkr

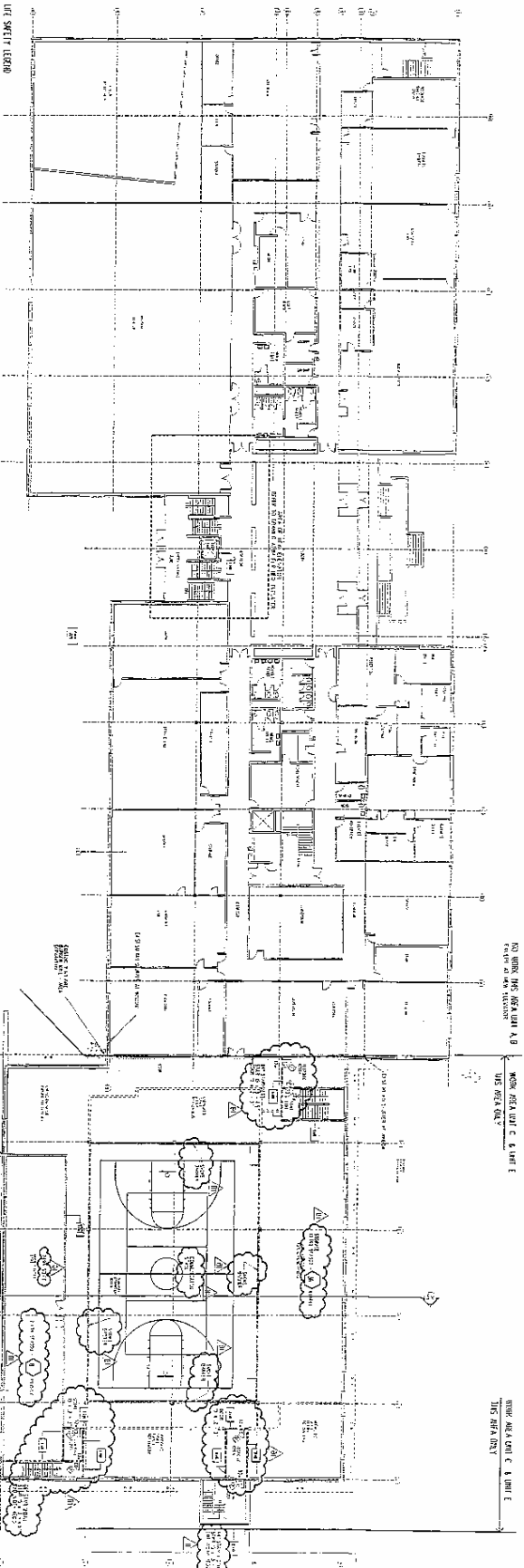
Attachment

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LEGEND

1. ALL NEW CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE 2009 INTERNATIONAL BUILDING CODE (IBC) AND THE 2009 INTERNATIONAL PLUMBING CODE (IPC).

2. ALL EXISTING CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE 2009 INTERNATIONAL BUILDING CODE (IBC) AND THE 2009 INTERNATIONAL PLUMBING CODE (IPC).

3. ALL NEW CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE 2009 INTERNATIONAL BUILDING CODE (IBC) AND THE 2009 INTERNATIONAL PLUMBING CODE (IPC).

4. ALL EXISTING CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE 2009 INTERNATIONAL BUILDING CODE (IBC) AND THE 2009 INTERNATIONAL PLUMBING CODE (IPC).

5. ALL NEW CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE 2009 INTERNATIONAL BUILDING CODE (IBC) AND THE 2009 INTERNATIONAL PLUMBING CODE (IPC).

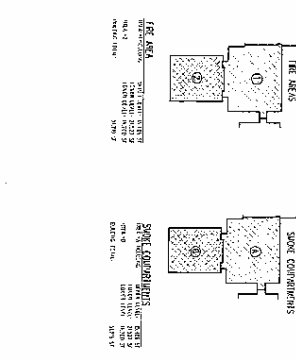
6. ALL EXISTING CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE 2009 INTERNATIONAL BUILDING CODE (IBC) AND THE 2009 INTERNATIONAL PLUMBING CODE (IPC).

7. ALL NEW CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE 2009 INTERNATIONAL BUILDING CODE (IBC) AND THE 2009 INTERNATIONAL PLUMBING CODE (IPC).

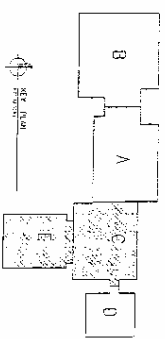
8. ALL EXISTING CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE 2009 INTERNATIONAL BUILDING CODE (IBC) AND THE 2009 INTERNATIONAL PLUMBING CODE (IPC).

9. ALL NEW CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE 2009 INTERNATIONAL BUILDING CODE (IBC) AND THE 2009 INTERNATIONAL PLUMBING CODE (IPC).

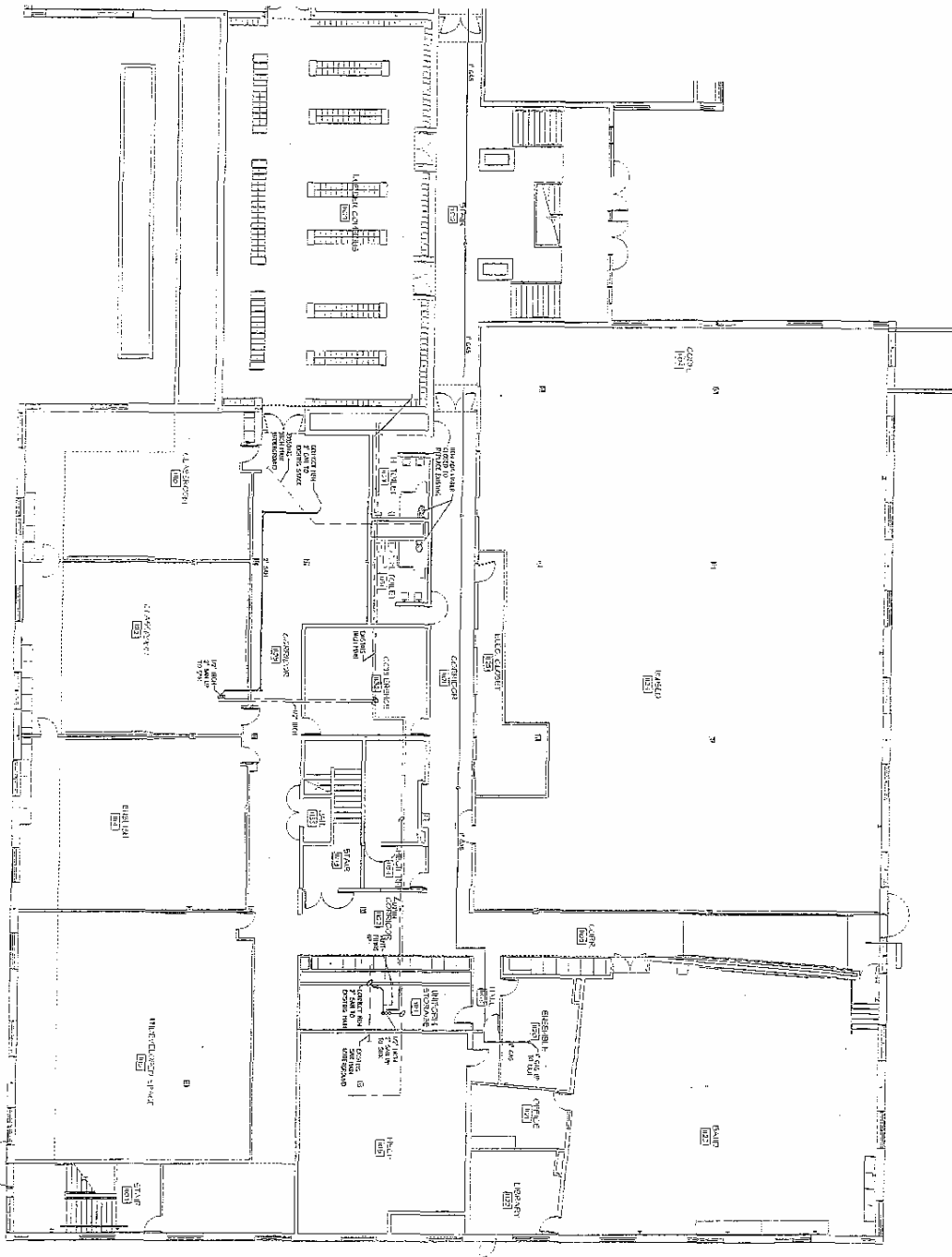
10. ALL EXISTING CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE 2009 INTERNATIONAL BUILDING CODE (IBC) AND THE 2009 INTERNATIONAL PLUMBING CODE (IPC).



OVERALL CODE COMPLIANCE PLAN
SECOND FLOOR PLAN



↑ FIRST FLOOR PLAN - UNIT 100 - PLUMBING



NOT TO SCALE
 UNIT 100
 FIRST FLOOR
 PLUMBING

THIS PLAN IS A REVISION OF THE ORIGINAL PLAN
 AND SHOULD BE USED IN CONJUNCTION WITH THE
 ORIGINAL PLAN AND ALL REVISIONS THEREOF.
 ANY CHANGES TO THIS PLAN MUST BE APPROVED
 BY THE ARCHITECT AND THE PLUMBER.

REVISIONS
 NO. 1
 DATE 10/1/03
 BY [Signature]

S-03-2342
 Sheet No. 10

P11

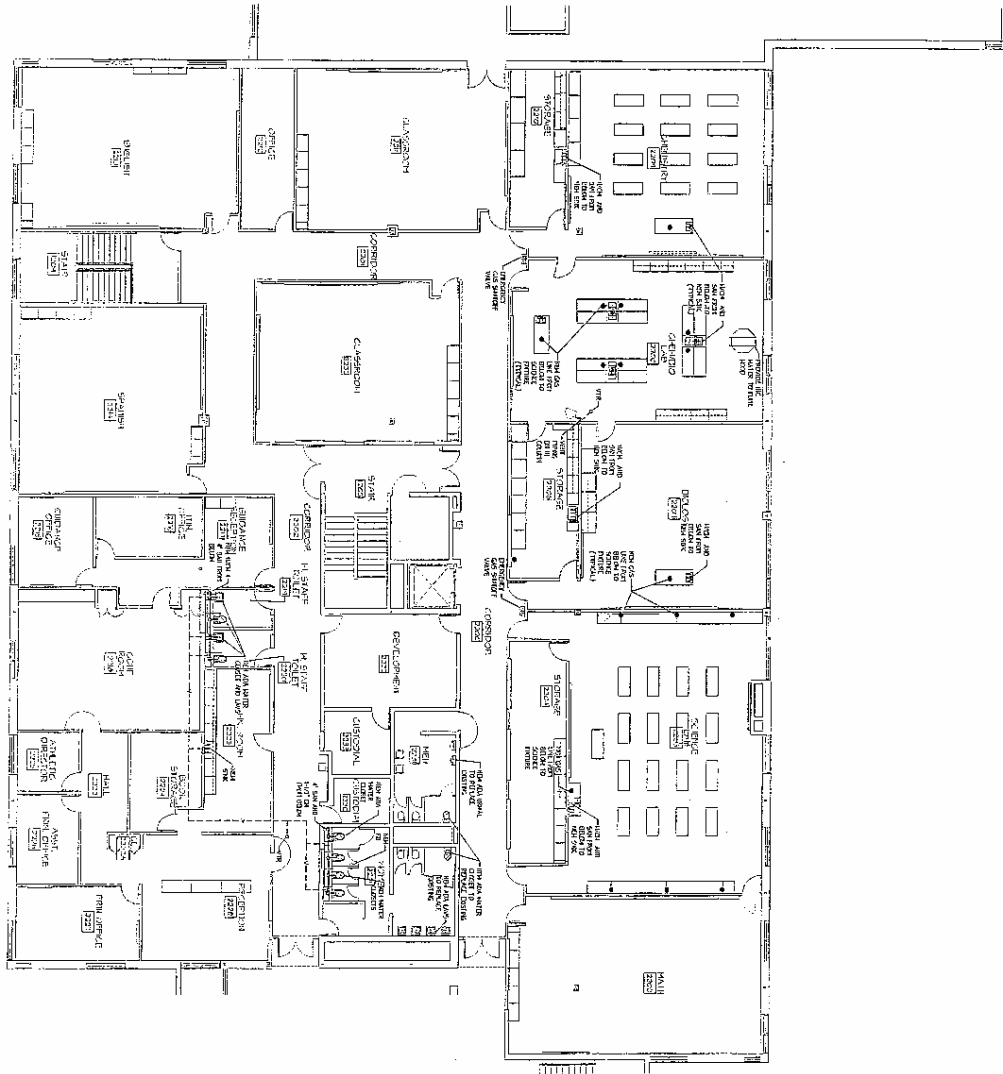
• FIRST FLOOR PLUMBING PLAN
 • UNIT 100
 • 10/1/03

DESIGNED BY: [Signature]
 CHECKED BY: [Signature]
 DATE: 10/1/03

WEST MICHIGAN CHRISTIAN HIGH SCHOOL
 LAURENSBURG COUNTY, MICHIGAN

PLUMBING
 [Signature]
 [Signature]
 [Signature]

SECOND FLOOR PLAN - UNIT 2200 - PLUMBING



Handwritten signature and date: 10/1/03



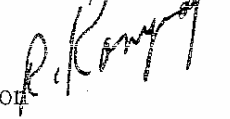
JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
LANSING

KEITH W. COOLEY
DIRECTOR

June 10, 2008

TO: Members of the State Plumbing Board

FROM: Robert G. Konyndyk, Chief, Plumbing Division 

SUBJECT: Construction Code Appeal Request for East Grand Rapids Public Schools, High School Addition

APPLICANT REPRESENTATIVE:

Mr. Ralph W. Moxley
URS Corporation
3950 Sparks Drive, SE
Grand Rapids, Michigan 49546

PROJECT:

East Grand Rapids Public Schools
High School Addition

AUTHORITY:

Section 15 of Act 230, 1972 being section 125.1515 of the Michigan Compiled Laws.

APPEAL REQUEST:

Allow the use of reduced number of plumbing fixtures near a new Gymnasium and utilize fixtures in adjacent portions of the building. Mr. Moxley has provided signed documents from the school administrators with their pledge to have the nearby restrooms available.

RECOMMENDATION:

Staff does not have a recommendation prior to evaluating the testimony of Mr. Moxley.

RGK/mkr

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**MICHIGAN STATE PLUMBING BOARD
BUREAU OF CONSTRUCTION CODES**

2501 Woodlake Circle
Okemos, Michigan 48864

Appeal Docket No.
CCC-PLBG-08-014

Petitioner, Mr. Ralph W. Moxley, URS Corporation, 3950 Sparks Drive, SE, Grand Rapids, Michigan, 49546 for East Grand Rapids Public Schools, High School Addition

vs

Respondent, Michigan Department of Labor and Economic Growth, Bureau of Construction Codes

NOTICE OF HEARING

Date: July 16, 2008

Time: 8:45 a.m.

Location: Upper Peninsula State Fairgrounds, 2401 12th Avenue North, Escanaba, Michigan

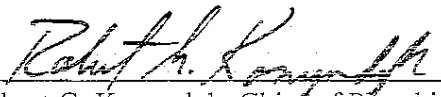
Pursuant to the authority contained in Section 16 of Act 230 of the Public Acts of 1972, as amended, the Michigan Construction Code Act (MCLA 125.1516).

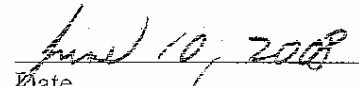
A Hearing will be held in response to the request of Mr. Ralph W. Moxley, URS Corporation, 3950 Sparks Drive, SE, Grand Rapids, Michigan, 49546 for East Grand Rapids Public Schools, High School Addition to appeal for relief from the requirements of Section 403.1 of the Michigan Plumbing Code.

Exhibits:

Exhibit A A copy of the application received from Mr. Moxley dated May 23, 2008.

MICHIGAN STATE PLUMBING BOARD


Robert G. Konyndyk, Chief of Plumbing Division


Date

Appeal Docket No.
CCC-PLBG-08-014

NOTE

The parties shall be given an opportunity to present oral and written arguments on issues of law and policy and an opportunity to present evidence and arguments on issues of fact.

Parties are expected to be prepared to present all competent evidence on all disputed issues. If a necessary witness will not appear voluntarily at this hearing, parties are entitled to subpoenas compelling their attendance and subpoenas duces tecum for submission of documentary evidence. A request for same must be made with the Bureau at the above address, Attention: Chief of Plumbing Division.

All proceedings shall be conducted in accordance with procedures applicable to the trial of contested cases under Act 306 of the Public Acts of 1969, as amended, being the Administrative Procedures Act of 1969.

A CONSTRUCTION CODE APPEAL WILL BE GRANTED ONLY UPON A SHOWING OF GOOD CAUSE.

**EXHIBIT A - MR. RALPH W. MOXLEY, URS CORPORATION, 3950 SPARKS DRIVE, SE,
GRAND RAPIDS, MICHIGAN, 49546 FOR EAST GRAND RAPIDS PUBLIC SCHOOLS,
HIGH SCHOOL ADDITION**



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
LANSING

KEITH W. COOLEY
DIRECTOR

June 10, 2008

Mr. Ralph W. Moxley
URS Corporation
3950 Sparks Drive, SE
Grand Rapids, Michigan 49546

Dear Mr. Moxley:

Attached is a Notice of Hearing regarding an appeal from the requirements of Section 403.1, of the Michigan Plumbing Code.

This hearing is in response to your request to appeal for relief from the requirements of the above referenced code section. Please be prepared to address the board's concern and provide any information, which will aid in their decision.

If you have any further questions prior to the meeting, contact me at (517) 241-9330.

Sincerely,

Robert G. Konyndyk, Chief
Plumbing Division

RGK/mkr

Attachment

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Application for Construction Code Appeal
Michigan Department of Labor & Economic Growth
Bureau of Construction Codes
P.O. Box 30255, Lansing, MI 48909
517-241-9328
www.michigan.gov/bcc

Trans Info: 99 14065093-1 05/29/08
CHK#: 153 Amt: \$500.00
ID: EAST GRAND RAPIDS PUBLIC SCHOOLS

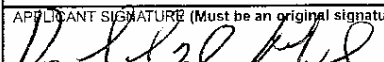
Agency Use Only

CCC-PLBL-08-014
\$500 05/28/08

Application Fee: \$500.00

Authority: 1972 PA 230 Completion: Voluntary Penalty: Appeal will not be heard	The Department of Labor and Economic Growth will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need help with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this agency.
--	--

Note: The applicant is responsible for all fees applicable to this application.

FACILITY INFORMATION				
FACILITY NAME East Grand Rapids High School Addition			ADDRESS 2211 Lake Drive	
NAME OF CITY, VILLAGE OR TOWNSHIP IN WHICH FACILITY IS LOCATED <input checked="" type="checkbox"/> City <input type="checkbox"/> Village <input type="checkbox"/> Township of: East Grand Rapids			COUNTY Kent	
BUILDING DATA				
GROSS FLOOR AREA <input type="checkbox"/> New Building <input checked="" type="checkbox"/> Addition <input type="checkbox"/> Alteration <input type="checkbox"/> Repair				
CLASSIFICATION PER BUILDING CODE Building Use ED Construction Type II(000) No. of Occupants 1320 Area/Floor 1694-1st 12060-2nd 500-3rd No. of Floors 3				
PERMIT HOLDER				
NAME (Company or Individual) East Grand Rapids Public Schools		CONTACT PERSON Kevin Philipps		TELEPHONE NUMBER (Include Area Code) (616) 235-3535
ADDRESS 2915 Hall Street	CITY East Grand Rapids	STATE MI	ZIP CODE 49506	FAX NUMBER (Include Area Code) (616) 235-6730
BUILDING OWNER				
NAME (Company or Individual) East Grand Rapids Public Schools		CONTACT PERSON Kevin Philipps		TELEPHONE NUMBER (Include Area Code) (616) 235-3535
ADDRESS 2915 Hall Street	CITY East Grand Rapids	STATE MI	ZIP CODE 49506	FAX NUMBER (Include Area Code) (616) 235-6730
BUILDING PERMIT AUTHORITY				
ENFORCING AGENCY BCCFS - Plumbing Division		NAME OF BUILDING OFFICIAL Robert G. Konyndyk		TELEPHONE NUMBER (Include Area Code) (517) 241-9330
ADDRESS P.O. Box 30254	CITY Lansing	STATE MI	ZIP CODE 48909	FAX NUMBER (Include Area Code) (517) 373-8547
SUMMARY OF APPEAL				
CODE UNDER WHICH APPEAL IS SOUGHT <input type="checkbox"/> Building (141) <input type="checkbox"/> Electrical (116) <input type="checkbox"/> Mechanical (131) <input checked="" type="checkbox"/> Plumbing (99)				
CODE SECTION(S) State Plumbing Code Section 403.1			Provide copies of the following as appropriate (see instructions for number of copies): <input checked="" type="checkbox"/> Statement of Facts and Reasoning <input checked="" type="checkbox"/> Copy of Enforcing Agency Determination <input checked="" type="checkbox"/> Supporting Material <input type="checkbox"/> Copy of Decision of Local Board of Appeals <input type="checkbox"/> Transcript of Local Board of Appeals Hearing	
DESIRED RELIEF (State Briefly) No increase in plumbing fixture count as required by BCC Plan Review.				
BASIS OF APPEAL (State Briefly) Existing group restrooms nearby in existing High School.				
APPLICANT (Note: All correspondence will be sent to this address)				
NAME OF COMPANY URS Corporation		APPLICANT NAME Ralph W. Moxley, AIA		SOCIAL SECURITY NUMBER* OR FEIN (REQUIRED)
ADDRESS 3950 Sparks Drive SE	CITY Grand Rapids	STATE MI	ZIP CODE 49546	TELEPHONE NUMBER (Include Area Code) (616) 574-8384
APPLICANT SIGNATURE (Must be an original signature) 			DATE 5-23-08	FAX NUMBER (Include Area Code) (616) 574-8542

*This information is confidential. Disclosure of confidential information is protected by the Federal Privacy Act.



May 23, 2008
12940887 (Grandparent 12940886)

Mr. Robert Konyndyk, Chief
Plumbing Division
Bureau of Construction Codes
P.O. Box 30254
Lansing, MI 48909

RE: Plumbing Code Appeal
East Grand Rapids Public Schools
High School Addition
BCC File No. 78829-Kent

Dear Mr. Konyndyk:

This letter is in response to a BCC plan review letter dated May 8, 2008. Mr. Peter Ingalls, Plumbing Code reviewer, noted that the proposed addition to the East Grand Rapids High School has not provided an adequate number of plumbing fixtures as required in Michigan Plumbing Code, Table 403.1, to meet his calculated capacity for the addition.

We wish to appeal this review opinion on the basis that we have additional restrooms available for public use in the existing High School building. We seek the Plumbing Review Board's approval that no additional toilet fixtures will be required as part of the building addition.

Mr. Ingalls stated in his letter (see attached) that based on Use Group A-4, and a new bleacher seating capacity of 648 for the new Auxiliary Gym and Pool Spectator Balcony, the following minimum required plumbing fixtures shall be provided:

Male fixtures: 5 water closets and 2 lavatories
Female fixtures: 9 water closets and 3 lavatories

Based on the fact that we have two (2) water closets for Men, we are short three (3) water closets for Men. Also, since we have five (5) water closets provided for Women, we are short four (4) water closets for Women.

There are two (2) restrooms available for public use approximately 215 feet west of the new restrooms. They are accessed by walking down the east-west corridor (Athletic Wing corridor) to the next corner and turning to the right. See the attached plan that outlines this route and shows the available restrooms. There are four (4) water closets available for Women at this location. There are two (2) water closets available for Men.

East Grand Rapids Public Schools will make sure that the existing building Public Restrooms are made available to the public if multiple events are scheduled in both the Pool and the Auxiliary Gymnasium at the same time. Several steps will be taken to assure this availability:

1. The doors between the new Lobby at the addition and the Athletic Wing corridor will remain open and unlocked so the public can access the restrooms.
2. Signage will be provided at three (3) locations to direct the public to these existing restrooms. There will be signs provided in each of the new restrooms notifying people that additional toilets are available down the corridor (with a map). A sign at the entrance to the corridor will direct people to the restrooms down the corridor. Finally, a sign will be placed at the end of the Athletic Wing corridor directing people to turn right to find the restrooms.
3. Printed programs will be provided at athletic events with a map directing people to use either of the two (2) sets of restrooms.



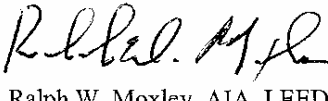
Mr. Robert Konyndyk, Chief
Plumbing Division
12940887 (Grandparent 12940886)
May 23, 2008
Page 2 of 2

In support of this pledge, we have provided two (2) letters from key EGRPS administrators. The first letter is from the High School Principal (Jennifer Fee), and the second letter is from the Athletic Director (Scott Robertson). In both cases they have pledged to leave the doors to the existing Athletic Wing corridor open, to leave the existing restrooms unlocked and available to the public, and to provide maps in the athletic event programs if multiple events take place at the same time in the new addition. If the main Gymnasium is also in use, they will leave additional control doors open so that the public can access other sets of restrooms in the High School.

Please schedule URS to attend your July 16, 2008 Plumbing Review Board hearing in Escanaba, MI. I will plan on attending to answer any questions that the Plumbing Review Board may have regarding our case. If you have any questions regarding this appeal, please contact me at 616-574-8384.

Sincerely,

URS Corporation


Ralph W. Moxley, AIA, LEED AP
Project Manager

RWM/jc
Enclosures

cc: EGRPS - Kevin Philipps, John Bowers, Jennifer Fee, Scott Robertson
OAK - Jim Schwass

COPY



STATE OF MICHIGAN

DEPARTMENT OF LABOR & ECONOMIC GROWTH
LANSING

JENNIFER M. GRANHOLM
GOVERNOR

KEITH W. COOLEY
DIRECTOR

CC: Andrews
F. Gore
R. Duinstra
J. Bowers
J. Schwass

RWM

File: 12940886

MAY 13 2008

May 8, 2008

Mr. Ralph W. Moxley
URS Corporation
3950 Sparks Drive SE
Grand Rapids, MI 49546

RE: Project Number: 78829 - Kent
Arch. Project Number: 12940887
East Grand Rapids High School
2211 Lake Drive SE
Grand Rapids, MI

HS Addition

Use Group: A4/E
Construction Type: IIB/IIB
Square Footage: Add 31,964
Actual Occupant Load: 648

Dear Mr. Moxley:

This project has been reviewed for compliance with the State of Michigan Construction Code.

2003 Michigan Building Code for footing and foundation - George Herrity

The foundation and building permits will not be issued until the site review has been completed by this division and approved by the Michigan Department of Education

This project is approved for compliance with the Michigan Building Code for footing and foundation subject to the preceding plan review comments and field inspection.

2003 Michigan Building Code - George Herrity

1. The foundation and building permits will not be issued until the site review has been completed by this division and approved by the Michigan Department of Education
2. This review is for the HS Athletic Addition - Volume 1 & 2 as shown on Drawing A0.1. Refer to Drawing T1-BP3. Civil Drawings, Civil Drawings Bid Package #1, and Landscape Drawings were not included with the construction documents. Provide 2 sealed and signed sets for review. Provide an easement agreement that allows the proposed construction over the 48" dia. storm sewer.
3. MBC, Section 705 - Refer to Section 4/A4.2. The fire wall on Col. Line 1 abuts the existing Gym. Provide information on the existing for compliance with the exception to 705.6.1. Refer to Drawings A1.1J & A1.2J. Provide information on how the fire wall on Col. Line W between Col. Lines 1 and 2 complies. Refer to Section 5/A4.2. Provide information on how the fire wall on Col. Line 2.2 complies.

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www.michigan.gov

May 8, 2008

4. Provide construction documents for the structural support of the Galv. Stl. Exterior Stair, including roof curb support shown in Detail 1/A5.11
5. Required deferred submittals include automatic sprinkler systems per Section 903. If a deferred submittal 2 sets of construction documents, an application for plan examination requesting a mechanical review, and a \$100 deposit fee shall be submitted to this office for review and approval prior to system installation.
6. Required deferred submittals include fire alarm and detection systems per Section 907. If a deferred submittal 2 sets of sealed and signed construction documents, an application for plan examination requesting building and electrical reviews, and a \$100 deposit fee shall be submitted to this office for review and approval prior to system installation.
7. MBC, Chapter 13 - Provide documentation for compliance with this Chapter (Part 10 Michigan Energy Code referencing ANSI/ASHRAE/IESNA Standard 90.1-1999. Provide cavity-wall insulation specifications. Provide insulation closure at the top of Detail 1/A7.2.

2006 Michigan Plumbing Code - Peter Ingalls

MPC, Section 403.1 - Plumbing fixtures shall be provided for the type of occupancy and in the minimum number shown in Table 403.1. Types of occupancies not shown in Table 403.1 shall be considered individually by the code official. The number of occupants shall be determined in accordance with the Michigan Building Code. Occupancy classifications shall be determined in accordance with the Michigan Building Code.

Exception: The actual number of occupants determined by a supporting affidavit from the owner or agency.

Note based on a use group of A-4 and a new bleacher seating capacity of 648 for new auxiliary gym and natatorium addition the following minimum required fixtures shall be provided:

Male = 5 water closets and 2 lavatories.

Female = 9 water closets and 3 lavatories.

You shall also provide 1 drinking fountain and 1 service sink. Note at this time you are short 4 water closets for minimum female fixture count. Note if you wish to use fixtures in existing building to meet minimum required fixtures you shall make an appeal to this review ~~thru~~ Bob Konyndyk chief of the plumbing division at 517-241-9330.

Upon receipt of 2 complete set(s) of revised plans responding to the Building, Plumbing code(s) plan review comments noted herein and upon completion and approval of the Electrical and Mechanical reviews, the plan review approval will be forwarded.

If you have any questions regarding your plan review, please contact our office at (517) 241-9328.

Sincerely,



Peter Ingalls, Plan Reviewer

PI/hf

cc: BCC - Building, Plumbing Division(s)

\$ 500 Fee
MI. Gov / Acc

Application for Construction Code Appeal
Michigan Department of Labor & Economic Growth
Bureau of Construction Codes
P.O. Box 30255, Lansing, MI 48909
517-241-9328
www.michigan.gov/bcc

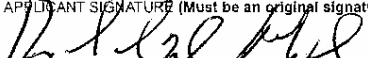
Agency Use Only

Application Fee: \$500.00

Authority: 1972 PA 230
Completion: Voluntary
Penalty: Appeal will not be heard

The Department of Labor and Economic Growth will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need help with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this agency.

Note: The applicant is responsible for all fees applicable to this application.

FACILITY INFORMATION				
FACILITY NAME East Grand Rapids High School Addition			ADDRESS 2211 Lake Drive	
NAME OF CITY, VILLAGE OR TOWNSHIP IN WHICH FACILITY IS LOCATED <input checked="" type="checkbox"/> City <input type="checkbox"/> Village <input type="checkbox"/> Township Of: East Grand Rapids			COUNTY Kent	
BUILDING DATA				
GROSS FLOOR AREA <input type="checkbox"/> New Building <input checked="" type="checkbox"/> Addition <input type="checkbox"/> Alteration <input type="checkbox"/> Repair				
CLASSIFICATION PER BUILDING CODE Building Use <u>ED</u> Construction Type <u>II(000)</u> No. of Occupants <u>1320</u> Area/Floor <u>1690-1st 12060-2nd</u> No. of Floors <u>3</u>				
PERMIT HOLDER				
NAME (Company or Individual) East Grand Rapids Public Schools		CONTACT PERSON Kevin Philipps		TELEPHONE NUMBER (Include Area Code) (616) 235-3535
ADDRESS 2915 Hall Street	CITY East Grand Rapids	STATE MI	ZIP CODE 49506	FAX NUMBER (Include Area Code) (616) 235-6730
BUILDING OWNER				
NAME (Company or Individual) East Grand Rapids Public Schools		CONTACT PERSON Kevin Philipps		TELEPHONE NUMBER (Include Area Code) (616) 235-3535
ADDRESS 2915 Hall Street	CITY East Grand Rapids	STATE MI	ZIP CODE 49506	FAX NUMBER (Include Area Code) (616) 235-6730
BUILDING PERMIT AUTHORITY				
ENFORCING AGENCY BCCFS - Plumbing Division		NAME OF BUILDING OFFICIAL Robert G. Konyndyk		TELEPHONE NUMBER (Include Area Code) (517) 241-9330
ADDRESS P.O. Box 30254	CITY Lansing	ZIP CODE 48909	FAX NUMBER (Include Area Code) (517) 373-8547	
SUMMARY OF APPEAL				
CODE UNDER WHICH APPEAL IS SOUGHT <input type="checkbox"/> Building (141) <input type="checkbox"/> Electrical (116) <input type="checkbox"/> Mechanical (131) <input checked="" type="checkbox"/> Plumbing (99)				
CODE SECTION(S) State Plumbing Code Section 403.1			Provide copies of the following as appropriate (see instructions for number of copies):	
DESIRED RELIEF (State Briefly) No increase in plumbing fixture count as required by BCC Plan Review.			<input checked="" type="checkbox"/> Statement of Facts and Reasoning	
BASIS OF APPEAL (State Briefly) Existing group restrooms nearby in existing High School.			<input checked="" type="checkbox"/> Copy of Enforcing Agency Determination	
			<input checked="" type="checkbox"/> Supporting Material	
			<input type="checkbox"/> Copy of Decision of Local Board of Appeals	
			<input type="checkbox"/> Transcript of Local Board of Appeals Hearing	
APPLICANT (Note: All correspondence will be sent to this address)				
NAME OF COMPANY URS Corporation		APPLICANT NAME Ralph W. Moxley, AIA		SOCIAL SECURITY NUMBER* OR FEIN (REQUIRED)
ADDRESS 3950 Sparks Drive SE	CITY Grand Rapids	STATE MI	ZIP CODE 49546	TELEPHONE NUMBER (Include Area Code) (616) 574-8384
APPLICANT SIGNATURE (Must be an original signature) 		DATE 5-23-08		FAX NUMBER (Include Area Code) (616) 574-8542

*This information is confidential. Disclosure of confidential information is protected by the Federal Privacy Act.



East Grand Rapids High School

ATHLETIC DEPARTMENT

2211 Lake Drive, S.E.
East Grand Rapids, MI 49506

Ofc: (616) 235-7593
Fax: (616) 235-8855

5/23/08

Dear Mr. Konyndyk,

As the athletic director of East Grand Rapids High School I understand that there is some concern about the number of proposed plumbing fixtures in the addition to be constructed. For this, I want to assure you that we will take all necessary steps to remedy the situation.

East Grand Rapids Public Schools will make sure that the existing building public restrooms are made available to the public when multiple events are scheduled in both the pool and the auxiliary gymnasium at the same time. The following will be done to assure this availability: The doors between the new Lobby at the addition and the Athletic Wing corridor will remain open and unlocked so the public can access the restrooms. Signage will be provided at three locations to direct the public to these existing restrooms. There will be signs provided in each of the new restrooms notifying people that additional toilets are available down the corridor. A sign at the entrance to the corridor will direct people to the restrooms down the corridor. Finally, a sign will be placed at the end of the athletic wing corridor directing people to turn right to find the restrooms. Printed programs will be provided at athletic events with a map directing people to use either of the two sets of restrooms.

Sincerely,

Scott Robertson
Athletic Director
East Grand Rapids High School

East Grand Rapids High School

2211 Lake Drive SE • East Grand Rapids, MI 49506-3091 • Phone (616) 235-7555 • FAX (616) 235-8853

Jennifer S. Fee
Principal

Glenn A. Mitcham
Assistant Principal

Lawrence V. Fisher
Director of Guidance

W. Scott Robertson
Director of Athletics

May 22, 2008

Mr. Robert Konyndyk, Chief
Plumbing Division
Bureau of Construction Codes
P.O. Box 30254
Lansing, MI 48909

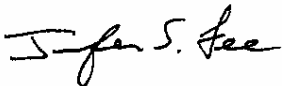
Dear Mr. Konyndyk:

It is my understanding that the number of plumbing fixtures in the proposed addition to East Grand Rapids High School is not sufficient to meet the calculated capacity for the addition, and that an appeal to this review decision is in process.

As principal of East Grand Rapids High School I want to assure you that the existing public restroom facilities will be made available to the public when multiple events are scheduled in both the pool and the auxiliary gymnasium. There is a public restroom facility located within a couple of hundred feet of the addition. The doors between the addition and the hallway leading to this existing public restroom facility will remain open and unlocked when multiple events are being held. In addition, adequate signage, in both the corridors and the public restrooms in the addition, will be posted to direct event participants to the additional restrooms. Finally, programs for the events will include a notation regarding the availability and location of additional public restroom facilities within the building.

When considering the appeal please keep in mind the number and location of our existing plumbing facilities, our pledge to keep access to these facilities open and unlocked, and our commitment to clearly communicate availability and location of our public restroom facilities to event participants.

Sincerely,



Jennifer S. Fee
Principal
East Grand Rapids High School

Document #08-55f

PLUMBING INSPECTORS

07/16/08 spb

09/10/08 ccc

INGLESTON, Steven L.
Master License #8110691
Additional Inspector
Benzie County

OK



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
LANSING

KEITH W. COOLEY
DIRECTOR

June 4, 2008

Mr. Reinaldo B. Figueiredo, Program Director
American National Standards Institute
Accreditation of Product Certification
1819 L Street, NW
Washington, DC 20036

Dear Mr. Figueiredo:

I am writing in regards to your letter of May 22, 2008, to Robert Konyndyk concerning the complaint filed by this office requesting formal review of the LAPMO R&T certification of MWI Cast Iron Soil Pipe and Fittings.

Your letter is substantially similar to an unsigned letter dated April 24, 2008, issued by Lane Hallenbeck. We were unaware of the Hallenbeck letter being sent to this office and we do not have any record of receipt of this letter.

As you will recall, we initially raised our concerns after receiving considerable information concerning the reports filed by LAPMO and the manufacturer that appeared to contain errors in the testing information. After citing the errors in the reports, revised documents were submitted; however, we were not provided with information to indicate the origin of the error or the corrective actions taken to assure this error was the result of clerical errors as suggested. These concerns were provided to ANSI along with a request for review of our complaint information.

In our meeting of May 20, I asked what actions had been taken to determine the origin of the errors and what steps were taken to assure the report would be more closely scrutinized to prevent further errors of this type. Your response indicated the oversight and assessment program has increased its review periods. However, I did not receive a satisfactory response to my inquiry to clearly understand how this would be achieved. Merely, increasing the periods of review at the reporting level is insufficient to address the errors outlined in the reports filed with this agency for approval.

During the course of our evaluation of the MWI Cast Iron Soil Pipe and Fittings, we determined the product and testing reports did not provide a level of acceptability to demonstrate the products met the standards; and therefore, were not approved for acceptance in the State of Michigan.

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Mr. Reinaldo B. Figueiredo
Page 2
June 4, 2008

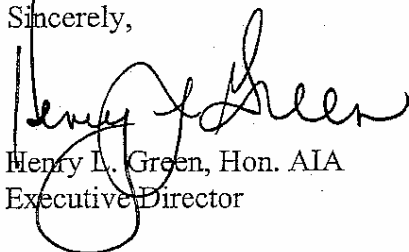
The documentation on our review and findings were offered to you at our December 13, 2007, meeting with Mr. Masri. Your agency never requested information, which was offered and outlined in our handout to Mr. Masri. The information cited in your Surveillance Assessment on IAPMO R&T was done prior to our formal written complaint and only reviewed a small portion of correspondence sent to the product importers legal counsel. Those reports were inappropriate as initially submitted resulting in revised reports.

Your May 22, 2007, correspondence references a "Reassessment on IAPMO R&T accreditation certification program of May 8-9, 2008", we were unaware of any document and specifically requested any new pertinent information at our May 20, 2008 meeting. Please provide this documentation for our records.

Your closing statement in the May 22, 2008, letter "the ANSI investigation has not substantiated the grounds for the Michigan Bureau of Construction Codes complaint" is contradictory to the facts. The paragraph above outlines actions taken by IAPMO R&T following initial contacts. Stating our complaint was not substantiated would ignore that admission in the letter. The State of Michigan, Bureau of Construction Codes, will not be filing an appeal in accordance with your operating procedures nor will we seek International Organization of Standards involvements at this time. However, your actions do not include sufficient explanation or reports to support a level of confidence to cause a product approval for use in the state to be issued.

We await the requested report. Thank you for your consideration in this matter.

Sincerely,



Henry L. Green, Hon. AIA
Executive Director

HLG/hav

Cc: Lane Hallenbeck
Robert Konyndyk



American National Standards Institute

RECEIVED
DEPARTMENT OF
LABOR & ECONOMIC GROWTH

July 7, 2008

JUL 10 2008

BUREAU OF CONSTRUCTION CODES
ADMINISTRATION DIVISION

Mr. Henry L. Green, Hon. AIA
Executive Director
Bureau of Construction Codes
State of Michigan
Department of Labor & Economic Growth
P.O. BOX 30254
Lansing, Michigan 48909

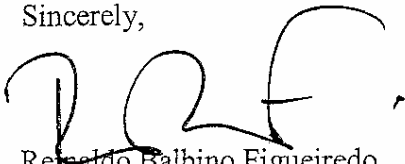
Dear Mr. Green:

In response to your letter of June 4, 2008 regarding the meeting we held at your office on May 20, 2008, we would like to list the following points:

- (1) In terms of the letter that was handed out during our meeting, you are correct that the letter was not sent to Mr. Robert Konyndyk.
- (2) We acknowledge that ANSI received the information regarding the errors in the IAPMO R&T reports, and actions were taken to address them during the assessment that ANSI conducted on April 23-25, 2007. The conclusion was those errors resulted from inadvertent clerical mistakes.
- (3) Action to increase the level of review on such reports is underway by IAPMO R&T staff, and it was so stated by the IAPMO R&T representative during our May 20, 2008 meeting.
- (4) In addition, the ANSI surveillance assessment conducted by ANSI on April 23-25, 2007 included an increased sampling of files and reports.
- (5) Regarding your request for the report, "Reassessment on IAPMO R&T accreditation certification program of May 8-9, 2008," we respectfully decline to provide this due to confidentiality requirements (per ISO/IEC 17011 *Conformity Assessment – General requirements for accreditation bodies accrediting conformity assessment bodies*, clause 4.4).
- (6) Be assured that ANSI viewed this matter very seriously, and included it as a topic for the ANSI assessment team to review during the 2007 and 2008 assessments on IAPMO R&T. It will be noted for additional follow-up in the future. Following extensive review, it is ANSI's conclusion that IAPMO R&T has taken appropriate actions to address the concerns that your office raised.

Please do not hesitate to contact us, if you would like to discuss this matter further.

Sincerely,

A handwritten signature in black ink, appearing to read 'RBF', with a large, sweeping flourish extending from the end.

Rinaldo Balbino Figueiredo
Program Director

cc: ANSI – Lane Hallenbeck



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
LANSING

KEITH W. COOLEY
DIRECTOR

June 10, 2008

Mr. Joel E. Steinke
2170 County Road 496
Ishpeming, Michigan 49849

Dear Mr. Steinke:

I am writing in response to your May 7, 2008 correspondence requesting to take the journey plumbers examination.


Your letter further expressed your displeasure with the State Plumbing Board's position to enforce the apprenticeship requirements of the State Plumbing Act 733 of 2002. You pointed out that your employers have failed to register you as an apprentice.

I have taken your concern regarding this matter to the board at their scheduled board meeting yesterday with my supervisor in attendance. Item 10, A, 1, was addressed as an agenda item. The agenda items purpose was to discuss this matter and request if they have changed their opinion.

Their position has not changed and you will not be scheduled for a board appearance. The next Michigan State Plumbing Board meeting will be held on July 16, 2008, at the Upper Peninsula State Fairgrounds, 2401 12th Avenue North, Escanaba, Michigan. These are open meetings and while you will not be scheduled you may make a statement at the public comment portion, late in the meeting.

Please call me at 517/241-9330, if you have any further questions in this matter:

Sincerely,


Robert G. Konyndyk, Chief
Plumbing Division

RGK/mkr

Enclosure

Providing for Michigan's Safety in the Built Environment

BUREAU OF CONSTRUCTION CODES
P.O. BOX 30254 • LANSING, MICHIGAN 48909
Telephone (517) 241-9330 • Fax (517) 373-8547
www.michigan.gov/dleg

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May 7, 2008

Mr. Robert Konydyke
MI Department of Labor & Economic Growth
Bureau of Construction Codes – Plumbing Division
P.O. Box 30255, Lansing, MI 48909

Dear Mr. Konydyke;

I would like to be able to take my journeyman plumbing test. Your office has informed me that because my previous employer, Swick Plumbing, Heating, and Air Conditioning, did not register me as an apprentice plumber, I have to wait thirty months to take the test. I do not think it is fair that I should have to pay the penalty for my employer's error. I was told that we apprentices were going to be registered and assumed that I was registered.

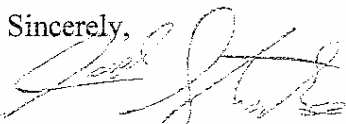
Enclosed you will find my application with my plumbing hours verified and notarized. You will also find copies of paperwork verifying my employment with Swick Plumbing, Heating, and Air Conditioning, including a copy of my name tag issued by Swick recognizing me as an apprentice. You will see that I began work in the summer of 2001 as an apprentice plumber registered with the U.S. Department of Labor and Superior Plumbers & Mechanical Contractors Association. I started between the summer of my junior and senior years in high school and went to work every afternoon with Swick during my senior year as part of a special apprenticeship program which began that summer. I continued to work for Swick until 2005. At the beginning of March 2005, I was laid off due to shortage of work. During the summer of that year, when I still laid off, I went to Minnesota to find work. I worked as a plumber there until the end of January of 2008 when I moved back to the Upper Peninsula because of the housing slow down in Minnesota. I began working for Hudson Mechanical here in Marquette County in March and we sent in the paperwork to register me as a plumbing apprentice with your department.

Then I finished getting the paperwork together to apply for the journeyman test. When my boss called your department to find test dates, we found out that I was not registered as a plumber with the state. That was a complete shock to me. Then we were told of the penalty for going beyond the November 2005 deadline. I called Swick Plumbing and talked with the office manager who said that they did not start registering their apprentices until after I was no longer there. Now after almost seven years of working as an apprentice, I am expected to wait another 30 months for something that was totally out of my hands. I was never sent a letter by the state, only master and journeyman plumbers were notified. I will gladly pay the missing state filing fees but would like a chance to take the journeyman test.

In addition, I do not understand why registration with the U.S. Department of Labor is not recognized with the state. I thought we lived in the United States of America so that we could be united, not individual units that do not acknowledge the U.S. Departments.

Therefore, I would like a chance to appeal and present my case to the State Plumbing Board. Please advise me as to when the board will be meeting and whether they will be meeting in the Upper Peninsula. I appreciate your attention to this matter.

Sincerely,



Joel E. Steinke

2170 County Road 496, Ishpeming, MI 49849
906-485-5317, josteinke23@hotmail.com

cc: Senator Michael Prusi, Representative Steven Lindberg